

REGULAR COUNCIL MEETING
MONDAY, MARCH 18, 2019
COUNCIL CHAMBERS
www.lackawannany.gov

Regular session of the Lackawanna City Council met in the Council Chambers, Council President Annette Iafallo presiding. The meeting was preceded by the Pledge of Allegiance led by Council President Annette Iafallo.

Meeting called to order

NB: Meeting being recorded

Roll Call: Council: Present: Ingram, Schultz, Jaworski, Surdyke, Iafallo

Dept. Heads: Present: Law, Development, Comptroller, Recreation, Public Works, Recreation

Approval of Minutes: of regular meeting of March 4, 2019

Moved by Iafallo seconded by Surdyke to adopt minutes of regular meeting of March 4, 2019 as written

Yeas: Ingram, Schultz, Jaworski, Surdyke, Iafallo

Carried 5-0

Departmental Reports:

1. **City Treasurer-** Total receipts deposited into the General Account for February 2019
2. **City Comptroller-** A/P Check Listing #32, dated February 28, 2019
3. **City Comptroller-** A/P Check Listing #33, dated March 7, 2019
4. **City Clerk-** Monthly Revenue Report for February 2019

Moved by Iafallo seconded by Jaworski to receive and file departmental reports one thru four

Yeas: Ingram, Schultz, Jaworski, Surdyke, Iafallo

Carried 5-0

Communications from Department/Division Heads:

Police Department-Retiree-Lester

5. To: City Council

Please be advised that Robert Lester of the Police Department has retired February 27, 2019.

If you have any questions please feel free to contact me.

CAROLYN A. NICOMETO-CITY COMPTROLLER

Moved by Jaworski seconded by Iafallo to receive and file

Yeas: Ingram, Schultz, Jaworski, Surdyke, Iafallo

Carried 5-0

Code Enforcement Officer-Retiree-Geyer

6. To: City Council

Please be advised that Joseph Geyer of Code Enforcement has retired February 27, 2019.

If you have any questions please feel free to contact me.

CAROLYN NICOMETO-CITY COMPTROLLER

Moved by Iafallo seconded by Jaworski to receive and file
Yeas: Ingram, Schultz, Jaworski, Surdyke, Iafallo

Carried 5-0

Youth Board Grant

7. To: City Council

The County of Erie has awarded the Lackawanna Youth Board a \$10,000 grant for yearlong youth programs. The grant money is for the 2019 calendar year. I am requesting that expenditures be increased by \$10,000 in budget code A.7310.44 and revenues be increased by \$10,000 in budget code A.2350.

LINDA GAMBEE ZYBERT-YOUTH DIRECTOR

Moved by Iafallo seconded by Schultz receive and file, act on ordinance
Yeas: Ingram, Schultz, Jaworski, Surdyke, Iafallo

Carried 5-0

7. (A) AN ORDINANCE AMENDING THE 2018-2019 BUDGET ORDINANCES ADOPTED JUNE 12, 2018

BE IT ENACTED by the City Council of the City of Lackawanna, New York as follows:

SECTION 1. That the 2018-2019 Budget Ordinance adopted June 12, 2018 is hereby amended to increase appropriations and revenue for the Youth Board Grant

SECTION 2. That the 2018-2019 Budget Ordinance is hereby amended to increase expenditures by \$10,000.00 budget code A.7310.444-Youth Board Program Expense

SECTION 3. That the 2018-2019 Budget Ordinance is hereby amended to increase revenues by \$10,000.00 budget code A..2350 Youth Recreation Services

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY

Moved by Jaworski seconded by Schultz to adopt ordinance as written
Yeas: Ingram, Schultz, Jaworski, Surdyke, Iafallo

Carried 5-0

Tabled Items Over 90 Days

8. To: City Council

As per the Council directive on May 20, 1991, all tabled items over the ninety (90) day period and not acted upon, shall be deemed null and void and the Council shall receive and file said communications. As of March 18, 2019, the following communications have been tabled 90-days and are considered null and void and are hereby received and filed:

**Meeting of 12/17/18, Comm. #5-Council Member Noman-Traffic Signals Installed Ridge Rd. @ Ingham & Ridge Rd @ Steelawanna

**Meeting of 12/17/18-Comm. #6- Council Member Noman-Stop Sign installed Steelawanna @ Olcott

JEFFREY P. DEPASQUALE-CITY CLERK

Moved by Jaworski seconded by Iafallo receive and file
Yeas: Ingram, Schultz, Jaworski, Surdyke, Iafallo

Carried 5-0

Fire Hydrants-Dona St.

9. To: City Council

City of Lackawanna agrees to pay the annual fire hydrant maintenance fee to Erie County Water Authority for 3 additional fire hydrants on the Dona Street extension. The cost per hydrant is \$229.08 per hydrant per year.

Any other questions contact me.

ANTHONY DESANTIS-PUBLIC WORKS COMMISSIONER

Moved by Iafallo seconded by Surdyke to approve request

Yeas: Ingram, Schultz, Jaworski, Surdyke, Iafallo

Carried 5-0

Communications from Citizens:

City Audit-Amato, Fox & Company

10. To: City Council

In planning and performing our audit of the financial statements of the governmental activities, each major fund, and the aggregate remaining fund information of the City of Lackawanna as of and for the year ended July 31, 2018, in accordance with auditing standards generally accepted in the United States of America, we considered the City of Lackawanna's internal control over financial reporting (internal control) as a basis for designing our auditing procedures for the purpose of expressing our opinion on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the City of Lackawanna's internal control. Accordingly, we do not express an opinion on the effectiveness of the City of Lackawanna's internal control.

Our consideration of internal control was for the limited purpose described in the preceding paragraph and was not designed to identify all deficiencies in internal control that might be significant deficiencies or material weaknesses and, therefore, there can be no assurance that all such deficiencies have been identified. In addition, because of inherent limitations in internal control, including the possibility of management override of controls, misstatements due to error or fraud may occur and not be detected by such controls.

However, as discussed on the following page, we identified certain deficiencies in internal control that we consider to be significant deficiencies.

A deficiency in internal control exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct misstatements on a timely basis. A material weakness is a deficiency or a combination of deficiencies in internal control, such that there is a reasonable possibility that a material misstatement of the entity's financial statement will not be prevented, detected, and corrected on a timely basis. We did not identify any deficiencies in internal control that we consider to be material weaknesses.

A significant deficiency is a deficiency, or a combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance. We consider the following deficiency in the City of Lackawanna's internal control to be a significant deficiency:

Maintaining Capital Assets

Observation

The City does not currently maintain a centralized list of all its capital assets.

Recommendation

We recommend maintaining a centralized list of the City's capital assets. The City should update the capital asset list throughout the year to ensure that the most accurate financial data, by fund and by department, is available for the City Council.

This communication is intended solely for the information and use of management, the City Council, and others within the organization, and is not intended to be and should not be used by anyone other than these specific parties.

We wish to take this opportunity to thank various officers and employees of the City of Lackawanna for their cooperation during our audit of the financial statements.

Should you have any questions concerning this letter, please let us know and we will meet with you at your earliest convenience.

(Complete findings on file with City Clerk)

AMATO, FOX & COMPANY, PC

Moved by Jaworski seconded by Iafallo to receive and file

Yeas: Ingram, Schultz, Jaworski, Surdyke, Iafallo

Carried 5-0

Use of City Venues-Lackawanna Sports Club

11. To: City Council

As always, we would like to thank you for reviewing our request.

Lackawanna Sports Club Inc. would like to request that we have access to Franklin Playground and Veterans Memorial Stadium for 2 events we are coordinating over the course of the summer of 2019.

Event 1: Lackawanna Sports Club Football Clinic Showcase under the Lights

Requests:

- * Usage of the Victory Park (field and upkeep) May 4th, 2019-July 5th, 2019
Mondays & Wednesdays 6-8 PM
- * Usage of Veterans Stadium (games under the lights)
Fridays 6:30 -9:30 PM
- * contribution to help cover the cost of t-shirts, security, end of clinic awards and BBQ
- * sponsorship per child for flag football: goal 100 kids play for free

Synopsis:

We will be having our 1st annual Football Clinic Showcase on Mondays and Wednesdays and our 9vs9 Flag Games on Friday night from May 3rd, 2019 (initial registration party) until July 5th, 2019 (end of the clinic BBQ) Practice will be 6-8 pm at Franklin Playground (M,W) and the games will be 6:30 pm-9:30pm (F) at Veterans stadium (under the lights). We will be hosting this Football Clinic **free** to all kids in the city of Lackawanna. Open to both boys and girls. We will be going over the fundamentals of football with some football fun. There will be organized games over the course of clinic to keep the competitive edge up. The equipment and insurance for each child that signs up and participates, as well as insurance for the field usage will be provided by Lackawanna Sports Club Inc. We would request of the city a contribution to help cover the cost of t-shirts, security, flag football equipment, end of clinic awards and BBQ. We are asking the city council to donate to help us reach our goal of 100 free kids from Lackawanna.

We truly believe that this will be something amazing for the city of Lackawanna and our kids. Your contribution in any magnitude will be greatly appreciated.

Event #2: L.A. Sports Club Annual Kick Ball Slam

Request:

- * Field usage for a Kickball Slam. Field options as below:
- * 1st choice: Baseball Diamond on Ridge on Ridge Rd next to the library
- * 2nd choice: Veterans Stadium near the baseball diamond
- * Use of steel trash cans and other clean-up equipment as deemed necessary by council board (clean-up done by LASC)
- * Power access for DJ set up

Date: July 20th, 2019 2 pm-8pm

Synopsis:

We would like to host a community event July 20th, 2019 from 2:00 pm-8:00 pm on this day we will be having our 1st annual Kickball Slam and sports day for the kids in the city of Lackawanna. The events will begin at 2:00 pm in the open field near the baseball diamond. We will provide the kids free food and drinks for each children 6pm-7pm. At 7pm LA Sports Club will play a friendly adult kick ball game versus another Lackawanna based organization on the baseball diamond. We would like to request the use of the baseball, diamond and open field on this day between the above times and use of steel trash cans to help monitor trash. At the completion of our day we have a clean-up crew of 15 volunteers to make sure the playground is clean in orderly fashion. We will have a team of security guards, in addition to off duty police officer, on the premises from 1:30-9pm. We believe this is an honorable way to give back to the community and give the kids a fun day. Attached to this letter is a copy of our current insurance policy that covers the city of Lackawanna. Thank you for your time in advance we look forward to working together for the kids.

DARRELL GLOVER JR.-PRESIDENT/FOUNDER

Moved by Iafallo seconded by Jaworski to **TABLE** request, pending additional information

Yeas: Ingram, Schultz, Jaworski, Surdyke, Iafallo

Carried 5-0

Request for Street Closure for Arts on Ridge

12. To: City Council

This letter is to request the approval from the appropriate authority regarding closing part of Ridge Road in Lackawanna for the Annual Arts on Ridge Celebration.

We are requesting that Ridge Road be closed from traffic from September 28, 2019 from Noon until 8:00 pm from South Park Avenue to Franklin Street in Lackawanna. This would allow for additional space for live entertainment as well as additional vendors, and still oblige traffic to bypass this portion of Ridge Road by using Center Street heading south.

The festival will run from 2:00 PM through 7:00 PM on Saturday, September 28, 2019. It will include multiple vendors including food and beverage, traditional art, artisan works, photographers, and performance artists. The goal of the festival is to bring tourists from around WNY area and abroad to the heart of Lackawanna, as well as, provide a safe family-fun atmosphere for all Lackawanna residents to enjoy.

We ask for this approval to be in a timely fashion in order to appropriately market the festival and begin vendor applications. Please feel free to reach out to me with any questions or if you need more information to approve this request. I am happy to attend a Council meeting to discuss this request as deemed necessary.

CYNDIE MATLA-EXECUTIVE DIRECTOR-SOUTHTOWNS REGIONAL CHAMBER OF COMMERCE

Moved by Iafallo seconded by Jaworski to approve request, refer to Director of Public Safety and DPW Commissioner for follow-up with Chamber

Yeas: Ingram, Shultz, Jaworski, Surdyke, Iafallo

Carried 5-0

2nd Annual AshleyMay 5K Run

13. To: City Council

On Sunday June 23, 2019, I am currently planning an event to take place in the city of Lackawanna. The 2nd Annual AshleyMay 5K Run/Walk for domestic awareness, in honor of what would be my daughter's 25th birthday, will begin and end at Galanti Park. I have enclosed a copy of the course, which is certified by USA Track and Field, certification number NY18006JG.

I am requesting permission to be able to use the public streets on this day starting at 10:00 am. The safety of runners, motorists, and volunteers are of the utmost importance to me. For this reason, I am also asking you to consider the support of the Lackawanna Police Department at main intersections to avoid any unnecessary chaos.

If you have any further questions regarding this event you can contact me or visit our website for all the event details, <https://ashleymay5k.net/>.

I'm hopeful this will be a great event held in the city for many years to come! Thank you for your time and consideration.

ANDREA KWASNIEWSKI

Moved by Surdyke seconded by Schultz to approve request, refer to Director of Public Safety and DPW Commissioner for follow-up with Ms. Kwasniewski

Yeas: Ingram, Schultz, Jaworski, Surdyke, Iafallo

Carried 5-0

Business Registration:

CSL Plasma Inc-Deborah Delva-1234 Abbott Rd.-Plasma Collection Center

Moved by Jaworski seconded by Schultz to approve business registration

Yeas: Ingram, Schultz, Jaworski, Surdyke, Iafallo

Carried 5-0

Adjournment:

Moved by Iafallo seconded by Schultz meeting adjourned

Yeas: Ingram, Schultz, Jaworski, Surdyke, Iafallo

Carried 5-0

Annette Iafallo-Council President

Jeffrey P. DePasquale- City Clerk